

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF ALABAMA
EASTERN DIVISION

RACHEL MOORE

Plaintiff,

v.

Case No. 1:23-cv-1764-CLM

**OLLIE'S BARGAIN OUTLET,
INC.,**

Defendant.

ORDER

For the reasons stated in the accompanying memorandum opinion, the court **GRANTS IN PART AND DENIES IN PART** Ollie's' motion to dismiss. (Doc. 7). The court dismisses Counts 1 and 2 without prejudice and dismisses Count 3 with prejudice. Moore must amend her complaint by **August 28, 2024**. Failure to file an amended complaint by this deadline, or the failure to re-plead Moore's claims in compliance with the rules discussed above, will result in dismissal of this action.

The court **DIRECTS** the Clerk of Court to terminate the fictitious defendants from this case.

DONE and **ORDERED** on August 13, 2024.



COREY L. MAZE

UNITED STATES DISTRICT JUDGE